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Attorneys for
JESUS RODRIGUEZ

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

JESUS RODRIGUEZ,

Defendant.

No. 2:04-cr-0387 MCE

STIPULATION TO CONTINUE STATUS
CONFERENCE AND EXCLUDE TIME
UNDER SPEEDY TRIAL ACT; ORDER

Date: July 18, 2006
Time: 8:30 A.M.
Judge: Hon. Morrison C. England

IT IS HEREBY STIPULATED AND AGREED between the defendant, Jesus Rodriguez, and the United States of America, through defense counsel Bruce Locke and Assistant U.S. Attorney Phillip Talbert that the status conference presently set for July 18, 2006 be continued to October 3, 2006, and that time under the Speedy Trial Act should be excluded from July 18, 2006 through October 3, 2006.

The reason for the continuance is that the defense has recently sought a Rule 17 subpoena *duces tecum* and it will take at least 30 to 45 days to obtain the documents. The documents are necessary to prepare for trial. For the foregoing reasons, the parties request the Court to continue the status conference from July 18, 2006 to October 3, 2006. The parties also request the Court to exclude time under the Speedy Trial Act from July 18, 2006 to October 3, 2006 to allow for defense preparation and because the ends of justice outweigh the best interest of the public and the defendant in a speedy trial.

1 Mr. Talbert has authorized Mr. Locke to sign his name to this Stipulation and Order.

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3 DATED: Thursday, July 13, 2006

/S/ - L. Bruce Locke

BRUCE LOCKE
Attorney for Mr. Jesus Rodriguez


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6 DATED: Thursday, July 13, 2006

/S/ - L. Bruce Locke

for PHILLIP TALBERT
Assistant U.S. Attorney

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10 IT IS SO ORDERED.

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12 DATED: Monday, July 17, 2006

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MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE